

(PRE-FILED)

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By: **Delegate Miller**  
Requested: November 4, 2003  
Introduced and read first time: January 14, 2004  
Assigned to: Judiciary

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Committee Report: Favorable with amendments  
House action: Adopted  
Read second time: February 17, 2004

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Crimes - ~~Intentionally Causing a Person to Ingest~~ Contaminating Food or**  
3 **Drink - Bodily Fluid or Bodily Substance**

4 FOR the purpose of ~~establishing the crime of intentionally causing a person to ingest~~  
5 ~~bodily fluid without consent or by force or threat of force; defining a certain~~  
6 ~~term; and generally relating to intentionally causing a person to ingest bodily~~  
7 ~~fluid prohibiting a person from knowingly and willfully contaminating,~~  
8 ~~attempting to contaminate, or conspiring to contaminate any drink, food, food~~  
9 ~~product, or food supply by adding bodily fluid or a bodily substance; and~~  
10 ~~generally relating to contaminating food or drink.~~

11 BY ~~adding to~~ repealing and reenacting, with amendments,  
12 Article - Criminal Law  
13 Section ~~3-215~~ 3-214(b)  
14 Annotated Code of Maryland  
15 (2002 Volume and 2003 Supplement)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
17 MARYLAND, That the Laws of Maryland read as follows:

18 **Article - Criminal Law**

19 ~~3-215.~~

20 (A) ~~IN THIS SECTION, "BODILY FLUID" MEANS SEMINAL FLUID, BLOOD, URINE,~~  
21 ~~OR FECES.~~

1 ~~(B) A PERSON MAY NOT INTENTIONALLY CAUSE ANOTHER TO INGEST BODILY~~  
2 ~~FLUID;~~

3 ~~(1) WITHOUT CONSENT; OR~~

4 ~~(2) BY FORCE OR THREAT OF FORCE.~~

5 ~~(C) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A FELONY AND ON~~  
6 ~~CONVICTION IS SUBJECT TO IMPRISONMENT FOR NOT LESS THAN 2 YEARS AND NOT~~  
7 ~~EXCEEDING 10 YEARS.~~

8 3-214.

9 (b) A person may not knowingly and willfully contaminate, attempt to  
10 contaminate, or conspire to contaminate any drink, food, food product, or food supply  
11 by adding disease germs, bacteria, BODILY FLUID, A BODILY SUBSTANCE, poison, or  
12 poisonous matter.

13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take  
14 effect October 1, 2004.